IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO.5985 OF 2005

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.

Court's or Judge's orders

Mr. P.N. Joshi, for the Petitioner
Mr. C.R. Sonawane, AGP for Respondents

CORAM : F.I. REBELLO &
DR.D.Y.CHANDRACHUD, JJ.
DATED : 9TH SEPTEMBER, 2005
P.C.

. Rule. Heard forthwith.

2. The issue which arises in this petition has been covered by the judgment of the Apex Court in the matter of the order dated October 7, 1999 reported in (2005) 5 SCC 727, order dated September 27, 2001 reported in (2005) 5 SCC 728, order dated September 10, 2003 reported in (2005) 5 SCC 730, order dated February 10, 2004 reported in (2005) 5 SCC 731 and the Judgment of the Apex Court in Noise Pollution (V), IN RE with Forum, Prevention of Environment & Sound Pollution vs.Union of India and Anr. (2005) 5 SCC 733.

3. The said judgment is binding on the respondents. Night has been defined to

mean the period from 10.00 p.m. to 6.00 a.m. Considering that respondents are directed to comply with the judgment of the Apex Court in the matter of Noise Pollution (V) IN RE (supra) without further delay.

4. Rule made absolute accordingly.

No order as to costs.

(F.I. REBELLO, J.)

(DR. D.Y.CHANDRACHUD, J)